United States Department of Labor Employees' Compensation Appeals Board

| B.O., Appellant | ·)) |
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| and |) Docket No. 21-1001 January 31, 2022 |
| DEPARTMENT OF THE NAVY, NAVAL AIR SYSTEMS COMMAND, San Diego, CA Employer |) Issued: January 31, 2022)))) |
| Appearances: Jeffery A. Morris, Esq., for the appellant ¹ | Case Submitted on the Record |

Office of Solicitor, for the Director

ORDER DISMISSING APPEAL

Before:

JANICE B. ASKIN, Judge PATRICIA H. FITZGERALD, Alternate Judge VALERIE D. EVANS-HARRELL, Alternate Judge

On June 21, 2021 appellant through counsel, filed a timely appeal from a February 16, 2021, merit decision of the Office of Workers' Compensation Programs (OWCP). The Clerk of the Appellate Boards assigned Docket No. 21-1001.

In a letter dated December 21, 2021, counsel requested that the appeal be withdrawn.

The Board has duly considered the matter and concludes that counsel's request for withdrawal of the appeal should be granted. Accordingly,

¹ In all cases in which a representative has been authorized in a matter before the Board, no claim for a fee for legal or other service performed on appeal before the Board is valid unless approved by the Board. 20 C.F.R. § 501.9(e). No contract for a stipulated fee or on a contingent fee basis will be approved by the Board. *Id.* An attorney or representative's collection of a fee without the Board's approval may constitute a misdemeanor, subject to fine or imprisonment for up to one year or both. *Id.*; *see also* 18 U.S.C. § 292. Demands for payment of fees to a representative, prior to approval by the Board, may be reported to appropriate authorities for investigation.

IT IS HEREBY ORDERED THAT appellant's request for the withdrawal of the appeal is granted. The appeal docketed as No. 21-1001 is dismissed.

Issued: January 31, 2022

Washington, DC

Janice B. Askin, Judge Employees' Compensation Appeals Board

Janice B. askin

Patricia H. Fitzgerald, Alternate Judge Employees' Compensation Appeals Board

Valerie D. Evans-Harrell, Alternate Judge Employees' Compensation Appeals Board

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